

Phase 3 Responsibilities

Subject

LEADERSHIP:

Leadership

FTO Initial

Trainee Initial

SELF INITIATED ACTIVITY

FTO Initial

Trainee Initial

SEARCH AND SEIZURES:

Search Concepts

Seizure Concepts

Warrants

FTO Initial

Trainee Initial

INVESTIGATIONS, EVIDENCE & COURT:

Interviewing

Investigations

Burden of Proof

Concepts of Evidence

Rules of Evidence

Evidence Collection & Preservation

Line-ups

Sources of Information

Subpoenas

Courtroom Testimony & Demeanor

FTO Initial

Trainee Initial

PHASE 3 COMPLETION/ATTESTATION FORM

FTO Initial

FTO Initial

■ FIELD TRAINING PROGRAM

Leadership

Legend

FTP-RG = Field Training Program Resource Guide

LSB = California Peace Officers Legal Sourcebook

PPM = RPD Policies and Procedures Manual

LD = POST Academy Learning Domain

CIM = Collision Investigation Manual

LEADERSHIP

LEADERSHIP

- 2.8.01 The trainee shall identify and develop effective leadership strategies that provide purpose, direction, and motivation to co-workers and community members.

Reference:

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Comments:								Case/Report No.:

- 2.8.02 The trainee shall illustrate through explanation or example how each of the following leadership competencies can affect his/her skills and abilities as an officer:

1. Integrity and Ethics
2. Credibility
3. Trust
4. Discretion
5. Duty
6. Loyalty
7. Honesty

Reference:

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- 2.8.03 The trainee shall assess and explain his/her leadership role within the Department with clear consideration of the organization's mission and values statements.

Reference: RPD Mission and Values Statements

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■ FIELD TRAINING PROGRAM

Self-Initiated Activity

Legend

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SELF-INITIATED ACTIVITY

The trainee shall explain the necessity of, and demonstrate proficiency in, the performance of self-initiated activities to minimally include:

4.17.01 Vehicle Stops:

- A. Criminal investigative
- B. Traffic enforcement

Reference: LD 22

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4.17.02 Pedestrian Stops:

- A. Suspicious persons / criminal investigative
- B. Consensual encounters
- C. Traffic enforcement

Reference: CA Peace Officers Legal Sourcebook Chapter 2, LD 21

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4.17.03 Directed Patrol:

- A. Gang area / activities
- B. DUI enforcement
- C. Illegal vendors
- D. Pattern / series crimes
- E. COPPS, POP Projects, School programs
- F. Identified problem locations

Reference: LD 21

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4.17.04 Arrests:

- Reference:** LD 15, CA Peace Officers Legal Sourcebook Chapter 2

4.17.05 Other activities:

- Reference:** LD 21, LD 18

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■ FIELD TRAINING PROGRAM

Search and Seizure

Legend

FTP-RG = Field Training Program Resource Guide

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SEARCH AND SEIZURE

SEARCH CONCEPTS

2.10.01 The trainee shall review and explain the following terms relative to searches:

- A. Consent
- B. Scope of searches
- C. Contemporaneous
- D. Probable cause
- E. Instrumentalities of a crime
- F. Contraband
- G. Knock and notice
- H. Container search doctrine

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 2-6, LD 16

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2.10.02 The trainee shall recognize and explain the circumstances under which the following types of legally authorized searches may be made. These circumstances shall minimally include:

- A. Pat searches for weapons
- B. Consent searches
- C. Probable cause searches
- D. Pursuant to a search warrant
- E. Plain sight
- F. Incident to arrest
- G. Exigent circumstances
- H. Probation/parole search (PPM 4.35)
- I. Protective sweep of premises

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 2-6, LD 16

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SEARCH AND SEIZURE

2.10.03 The trainee shall identify those items for which an officer may legally search. These items shall minimally include:

- A. Dangerous weapons
- B. Fruits of the crime
- C. Instruments of the crime
- D. Contraband
- E. Suspects
- F. Additional victims

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 2-6, LD 16

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2.10.04 The trainee shall discuss the limits of searches when conducted with persons, vehicles, and buildings, including:

- A. Protective sweeps
- B. Closed containers
- C. Inventory searches

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 2-6, LD 16

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SEARCH AND SEIZURE

2.10.05 The trainee shall explain the "exclusionary rule" and its effect upon police action and procedures including:

- A. Court filings
- B. Prosecution of suspects

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 1-2, 10-11; LD 16

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SEIZURE CONCEPTS

2.10.06 The trainee shall review and explain the concept of lawful evidence seizure, including instances where force may be justified, such as:

- A. Preventing a suspect from swallowing evidence
- B. Inducing a suspect to vomit
- C. Extracting blood evidence from a suspect
- D. Extracting fingerprint evidence from a suspect

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapters 2 & 11, LD 16

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SEARCH AND SEIZURE

WARRANTS

2.10.07 The trainee shall explain the laws and procedures for obtaining search or arrest warrants, to minimally include:

- A. Probable cause necessity
- B. Allowable exclusions (including hot pursuit and emergency situations)
- C. Investigations Division involvement and call-out
- D. Process for obtaining warrants during and after business hours
- E. D.A. review for search warrants and complaint filing for arrest warrants

Reference: CA Peace Officers Legal Sourcebook (LSB) Chapter 6, LD 16, PPM 4.35

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2.10.08 The trainee shall describe the process for serving search and arrest warrants, including:

- A. Hours of service for felony arrest warrants _____
- B. Hours of service for misdemeanor arrest warrants _____
- C. Hours of service for search warrants _____
- D. Knock and notice for search warrants and exceptions to _____
- E. Search warrant return _____

Reference: 1533 PC, CA PO LSB Chapter 6, LD 16, PPM 4.35

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SEARCH AND SEIZURE

2.10.09 Given an incident and necessary probable cause that calls for a search or arrest warrant, the trainee shall explain Department procedures for obtaining and serving the appropriate warrant(s).

Reference: CA Peace Officers Legal Sourcebook Chapter 6, LD 16, PPM 4.35

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■ FIELD TRAINING PROGRAM

Investigations / Evidence / Court

Legend

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INVESTIGATIONS / EVIDENCE / COURT

INTERVIEWING

- 3.14.01 The trainee shall explain the systematic steps he/she should take in preparing for interviews and interrogations.

Reference: LD 4, LD 30

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- 3.14.02 The trainee shall discuss basic rules in statement taking and interviewing. These rules shall minimally include:

- A. Asking direct and brief questions. Let the person being interviewed do the majority of the talking.
- B. Controlling the interview. Avoid rambling by the person being interviewed.
- C. Avoiding leading questions except when absolutely necessary.
- D. Putting the person being interviewed at ease.
- E. Writing statements verbatim (when appropriate) from the person being interviewed, not improvising or making assumptions.

Reference: LD 4, LD 30

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- 3.14.03 The trainee shall describe the contents of a good statement. These contents shall minimally include:

- A. What happened
- B. When it happened
- C. Where it happened
- D. Who it happened to

INVESTIGATIONS / EVIDENCE / COURT

- E. How it happened
- F. Why it happened
- G. How many are involved

Reference: LD 30, LD 18

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- 3.14.04 The trainee shall explain the ramifications of the Miranda warning and shall describe when, where, and why it should / should not be used during interviews / interrogations.

Reference: LD 30, LD 18, CA PO Legal Sourcebook Chapter 7

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- 3.14.05 Given a situation in which a statement should be taken, the trainee shall properly conduct an interview and satisfactorily document the information in a police report.

Reference: LD 30, LD 18

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INVESTIGATIONS / EVIDENCE / COURT

INVESTIGATIONS

- 3.14.06 The trainee shall demonstrate the ability to conduct thorough and complete preliminary investigations.

Reference: LD 30

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- 3.14.07 The trainee shall discuss factors which must be determined when interviewing complainants, reporting persons, and witnesses.

Reference: LD 30

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- 3.14.08 The trainee shall describe situations where the skills of an evidence technician or criminalist are required.

Reference: LD 30

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INVESTIGATIONS / EVIDENCE / COURT

3.14.09 The trainee shall properly obtain all information necessary for the completion of a thorough preliminary investigation of a "cold" crime.

Reference: LD 30

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Crimes Against Property

3.14.10 The trainee shall review and explain an officer's responsibilities associated with the preliminary investigation and reporting of in-progress or fresh crimes against property. These responsibilities minimally include:

- A. Identity or description of suspect(s) and vehicle(s)
- B. Description of loss
- C. Direction of flight of suspect(s)
- D. Possibility of weapons being involved
- E. Radio broadcasts and APR log of all known and important information
- F. Pursuit and/or apprehension of suspects, if possible.

Reference: LD 30

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3.14.11 Given an in-progress or fresh incident involving a crime against property, the trainee shall properly assess and perform all the objectives necessary to satisfactorily complete the preliminary investigation, including the satisfactory completion of the proper report(s).

Reference: LD 30

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Crimes Against Persons

- Reference:** LD 30

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- A. Rape / Sexual assault
- B. Felonious assault
- C. Robbery
- D. Kidnapping

Reference: LD 30, LD 10

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INVESTIGATIONS / EVIDENCE / COURT

3.14.14 The trainee shall discuss the steps to take initially at a scene where a serious injury or death has occurred. These steps shall minimally include:

- A. Preserving the scene, including the restriction of unauthorized police personnel
- B. Determining the need for first aid and summoning medical assistance
- C. Identifying and apprehending suspect(s), if possible
- D. Making proper notifications
- E. Locating visible physical evidence
- F. Canvassing, locating and interviewing witnesses or possible witnesses

Reference: LD 23, LD 30

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3.14.15 Given an in-progress or fresh incident involving a crime against a person, the trainee shall properly assess and perform all the objectives necessary to satisfactorily complete the preliminary investigation, including the satisfactory completion of the proper report(s).

Reference: LD 18, LD 23, LD 30

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INVESTIGATIONS / EVIDENCE / COURT

BURDEN OF PROOF

3.14.16 The trainee shall define the term "burden of proof" and determine, in the following situations, whether the "burden of proof" falls upon the prosecution or defense during a criminal trial:

- A. Criminal guilt (Evidence Code Section 520)
- B. Corpus delicti (Evidence Code Section 550)
- C. Jurisdiction (Evidence Code Section 666)
- D. Double jeopardy as a defense (Evidence Code Section 500)
- E. Self-defense as a defense (Evidence Code Section 500)

Reference: Evidence Code sections 520; 550; 666; 500; 500, CA PO LSB Chapter 11

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CONCEPTS OF EVIDENCE

3.14.17 The trainee shall recognize the concepts of evidence as defined and used in California law, including:

- A. Evidence
- B. Direct evidence
- C. Circumstantial evidence

Reference: CA Peace Officers Legal Sourcebook Chapter 11, LD 17

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INVESTIGATIONS / EVIDENCE / COURT

3.14.18 The trainee shall identify the following types of evidence or material related to the introduction of evidence in court and shall give an example of each:

- A. Fruits of a crime
- B. Instrumentalities of a crime
- C. Contraband

Reference: CA Peace Officers Legal Sourcebook Chapter 11, LD 17

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3.14.19 The trainee shall explain the purposes for offering evidence in court, including:

- A. As an item of proof
- B. To impeach a witness
- C. To rehabilitate a witness
- D. To assist in determining sentence

Reference: CA Peace Officers Legal Sourcebook Chapters 11-12, LD 30, LD 17

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3.14.20 The trainee shall explain the tests which an item of evidence must successfully pass before it may be admitted into any criminal court. (Evidence Code Section 210)

- A. The evidence must be relevant to the matter in issue
- B. The evidence must be competently presented in court
- C. The evidence must have been legally obtained

Reference: CA Peace Officers Legal Sourcebook Chapter 11, LD 17

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INVESTIGATIONS / EVIDENCE / COURT

3.14.21 The trainee shall identify at least three of the following as qualifications that must be met by a witness before he/she may testify in a criminal trial in the State of California.

- A. The witness must know the difference between right and wrong
- B. The witness must possess the ability to understand
- C. The witness must possess the ability to express himself / herself
- D. With the exception of those areas covered by the Hearsay Rule, the witness must testify only to those facts that are personal knowledge

Reference: *CA Peace Officers Legal Sourcebook Chapter 11, LD 17*

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3.14.22 The trainee shall explain the privileged communication rule and provide examples to include:

- A. Husband and wife
- B. Attorney and client
- C. Clergyman and confessor
- D. Physician and patient

Reference: *Evidence Code sections 970 & 980; 950; 1030; 990
CA Peace Officers Legal Sourcebook Chapter 7, LD 16, LD 17*

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RULES OF EVIDENCE

3.14.23 The trainee shall describe the effects of the "exclusionary rule" upon police actions and procedures in the following areas:

- A. Civil rights
- B. Inadmissible evidence

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C. Possibility of false arrest

Reference: CA Peace Officers Legal Sourcebook Chapter 11, LD 1, LD 17

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3.14.24 The trainee shall define the Hearsay Rule and give examples of exceptions to the rule, including:

- A. Spontaneous statements
- B. Admissions
- C. Confessions
- D. Dying declarations

Reference: Evidence Code sections 1200; 1220, CA PO LSB Ch. 7 & 11, LD 17

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EVIDENCE COLLECTION AND PRESERVATION

3.14.25 The trainee shall search a crime scene and locate physical evidence through the use of an organized method which may include:

- A. Strip
- B. Spiral
- C. Quadrant
- D. K-9

Reference: LD 30

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INVESTIGATIONS / EVIDENCE / COURT

3.14.26 The trainee shall explain and/or demonstrate the methods for preserving evidence at a crime scene in fair and inclement weather.

Reference: LD 30

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3.14.27 The trainee shall demonstrate the ability to preserve evidence in such a way as to ensure it is received by the examining authority or court in as near as possible to the same condition as it was found.

Reference: LD 17, LD 30

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3.14.28 The trainee shall review and explain, as well as apply, Department policies and procedures on:

- A. Handling controlled substances
- B. Depositing property, evidence, and money — including \$5,000 and above
- C. Withdrawing and returning property
- D. Depositing firearms, miscellaneous weapons, and explosives

Reference: PPM 4.35, 5.3, 5.32, 5.34 & 10.3

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INVESTIGATIONS / EVIDENCE / COURT

- 3.14.29 The trainee shall explain the provisions of Department policies and procedures regarding the booking and storage of evidence.

Reference: PPM 4.35, 5.3, 5.32, 5.34 & 10.3

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- 3.14.30 The trainee shall review and explain Department policies and procedures regarding the checking out and transporting of evidence to laboratory examination facilities and court.

Reference: PPM 4.35, 5.3, 5.32, 5.34 & 10.3

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- 3.14.31 The trainee shall explain "chain of custody" or "chain of evidence."

Reference: CA Peace Officers Legal Sourcebook Chapter 11, LD 30

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INVESTIGATIONS / EVIDENCE / COURT

- 3.14.32 Given a crime situation in which any form of physical evidence is recovered, the trainee shall collect, preserve, and deliver the evidence, and properly complete all necessary forms (property reports, evidence tags, etc.) in order to ensure the chain of custody.

Reference: *CA Peace Officers Legal Sourcebook Chapter 11, LD 30, PPM 5.3*

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LINE UPS

- 3.14.33 The trainee shall explain technical methods for identifying suspects, including:

- A. Field show-up (within a reasonable period of time)
- B. Photo line-up identification (*LSB Chapter 8*)
- C. Identification kit
- D. Artist's conception

Reference: *CA Peace Officers Legal Sourcebook Chapter 8, LD 16*

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- 3.14.34 The trainee shall review and explain Department procedure, including admonitions, for conducting the following types of "line-ups:"

- A. In custody (live line-up)
- B. In the field
- C. Photographic (*LSB Chapter 8*)

Reference: *CA Peace Officers Legal Sourcebook Chapter 8, LD 16*

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INVESTIGATIONS / EVIDENCE / COURT

3.14.35 The trainee shall explain and/or demonstrate the following procedures for a photographic identification:

- A. Use of multiple photos (*LSB Chapter 8*)
- B. Instructions to witness(es)
- C. Control of the situation
- D. Similar appearances

Reference: *CA Peace Officers Legal Sourcebook Chapter 8, LD 16*

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SOURCES OF INFORMATION

3.14.36 The trainee shall discuss the importance of identifying and developing sources of information through networking with persons in the community.

Reference: *LD 30, LD 36*

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3.14.37 The trainee shall describe techniques for identifying and developing "informants" and the Department policy against Field Operations personnel becoming involved with confidential informants:

- A. Hazards of divulging too much information to informants
- B. Danger of breaking confidentiality

Reference: *LD 30, LD 36, PPM 4.59*

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INVESTIGATIONS / EVIDENCE / COURT

- 3.14.38 The trainee shall explain the types of public and private records that may be of assistance when collecting investigative information.

Reference: LD 30, LD 36

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SUBPOENAS

- 3.14.39 The trainee shall review and explain Department policy and procedure concerning the subpoena process.

Reference: PPM 4.2

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- 3.14.40 The trainee shall define the term "subpoena" and describe the authority and immunities associated with the subpoena, including:

- Who may exercise the power of a subpoena
- Who may serve a subpoena
- How a subpoena is served
- Who is subject to the power of a subpoena
- What immunities from arrest are granted to a person traveling in answer to a subpoena
- How a subpoena is enforced

Reference: LD 17

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INVESTIGATIONS / EVIDENCE / COURT

COURTROOM TESTIMONY AND DEMEANOR

- 3.14.41 The trainee shall explain the value of impressive and professional courtroom demeanor and appearance.

Reference: CA Peace Officers Legal Sourcebook Chapter 12, LD 30, LD 17

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- 3.14.42 The trainee shall explain the value of a pre-trial conference with the prosecuting attorney. This shall minimally include:

- A. Refreshing the officer's memory
- B. Coordination of efforts

Reference: CA Peace Officers Legal Sourcebook Chapter 12, LD 30, LD 12

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Trainee								
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- 3.14.43 The trainee shall identify and explain principles of effective testimony. These principles shall minimally include:

- A. Honesty
- B. Clarity
- C. Brevity
- D. Objectivity
- E. Poise

Reference: CA Peace Officers Legal Sourcebook Chapter 12, LD 30, LD 17

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Comments:								Case/Report No.:

INVESTIGATIONS / EVIDENCE / COURT

3.14.44 The trainee shall explain the value of furnishing testimony in a professional manner, even when confronted with a variety of attorney personalities and tactics, including:

- A. Irate
- B. Offensive
- C. Threatening
- D. Argumentative
- E. Overly friendly

Reference: CA Peace Officers Legal Sourcebook Chapter 12, LD 30, LD 17

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Trainee								
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3.14.45 The trainee shall become familiar with local courtroom security policies and procedures such as:

- A. Prisoner escort
- B. Prisoner restraint
- C. Screening of courtroom audience
- D. Disturbance procedures

Reference:

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Trainee								
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3.14.46 The trainee shall demonstrate the ability to prepare and furnish courtroom testimony in such a manner as to promote professionalism and the administration of justice.

Reference: CA Peace Officers Legal Sourcebook Chapter 12, LD 30, LD 17

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Comments:								Case/Report No.:

**RIVERSIDE POLICE DEPARTMENT
FIELD TRAINING PROGRAM
PHASE 3
COMPLETION RECORD / COMPETENCY ATTESTATION**

Trainee Name

ID #

Date of Completion

Name of Field Training Officer

Phase Assignment

Phase Training Dates
FROM TO

I have been instructed in all items recorded for Phase 3 of the Field Training Program Guide.

Signature of Trainee

Date

I certify that Officer _____ has received the instruction outlined in the Field Training Program Guide for Phase 3 and that he/she has performed competently in all structured learning content areas. I also certify that all tests have been completed in a satisfactory manner. I further certify that he/she is now prepared to progress to Phase 4/Ghost.

Phase 3 Training Officer Signature

Date